

## 2009 DRAFTING REQUEST

### Bill

Received: **02/12/2010**

Received By: **pgrant**

Wanted: **As time permits**

Identical to LRB:

For: **Kathleen Vinehout (608) 266-8546**

By/Representing: **Linda Kleinschmidt**

This file may be shown to any legislator: **NO**

Drafter: **pgrant**

May Contact:

Addl. Drafters:

Subject: **Education - school finance**

Extra Copies: **TKK**

Submit via email: **YES**

Requester's email: **Sen.Vinehout@legis.wisconsin.gov**

Carbon copy (CC:) to:

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### Pre Topic:

No specific pre topic given

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### Topic:

Revenue limit adjustment for declining enrollment

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### Instructions:

See attached

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### Drafting History:

| <u>Vers.</u> | <u>Drafted</u>       | <u>Reviewed</u>       | <u>Typed</u>          | <u>Proofed</u> | <u>Submitted</u>      | <u>Jacketed</u>       | <u>Required</u> |
|--------------|----------------------|-----------------------|-----------------------|----------------|-----------------------|-----------------------|-----------------|
| /?           | pgrant<br>02/12/2010 | nnatzke<br>02/19/2010 |                       | _____          |                       |                       | S&L             |
| /1           |                      |                       | mduchek<br>02/23/2010 | _____          | lparisi<br>02/23/2010 | mbarman<br>03/08/2010 |                 |

FE Sent For:

at  
intro

<END>

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|----|--------|---|---|---|--|--|--|
| /? | pgrant |  |  |  |  |  |  |
|----|--------|---|---|---|--|--|--|

FE Sent For:

2/19

<END>

## Grant, Peter

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**From:** Kleinschmidt, Linda  
**Sent:** Thursday, February 11, 2010 5:13 PM  
**To:** Grant, Peter; Kuczenski, Tracy  
**Subject:** Email from LRB Website

Hello Peter and Tracy,

I have a request for a bill draft and thought I would email both of you since I wasn't sure who would actually do the draft. The request is this:

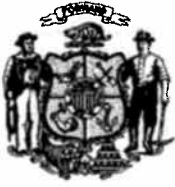
***Declining Enrollment Relief***

*Under current law, if a school district's three-year rolling average enrollment is less than the prior year three-year rolling average, the district receives a one-year non-recurring adjustment to its revenue limit equal to what the enrollment decline would have generated. In the year after the enrollment decline, we propose the district receive a non-recurring adjustment equal to 50% of the original adjustment.*

Let me know if you have questions.

**Linda Kleinschmidt**

Chief of Staff  
Office of State Senator Kathleen Vinehout  
104 South State Capitol - PO Box 7882  
Madison, WI 53707-7882  
608-266-8546  
1-877-763-6636



State of Wisconsin  
2009 - 2010 LEGISLATURE

LRB-3957/1

PG:nwn:jf

LRB-4313 / 1  
PG: nwn:

2009 BILL

- SA ✓
- 1 AN ACT *to renumber and amend* 121.91 (4) (f) 1.; *to amend* 121.91 (4) (f) 1m.  
2 c.; and *to create* 121.91 (4) (f) 1. a. to c. and 121.91 (4) (f) 1m. d. of the statutes;  
3 **relating to:** the school district revenue limit adjustment for declining  
4 enrollment.
- regen.
- declining

**Analysis by the Legislative Reference Bureau**

Currently, if a school district's enrollment declines, for one year only its revenue limit is increased by the amount of additional revenue that would have been allowed had there been no decline in enrollment.

This bill extends the enrollment adjustment ~~and period for school districts~~ to three years. Under the bill, in the first year of an enrollment decline, a school district receives 100 percent of the allowable revenues that the decline would have generated. In the second year, the district receives an adjustment equal to 75 percent of the first-year adjustment. In the third year, the district receives an adjustment equal to 50 percent of the first-year adjustment.

revenue

revenue limit is increased by

50

For further information see the *state and local* fiscal estimate, which will be printed as an appendix to this bill.

or revenue

**The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:**

## BILL

## SECTION 1

1       **SECTION 1.** 121.91 (4) (f) 1. of the statutes, as affected by 2009 Wisconsin Act  
2       28, is renumbered 121.91 (4) (f) 1. (intro.) and amended to read:

3       121.91 (4) (f) 1. (intro.) Except as provided in subd. 1m., for the 2007-08  
4       2010-11 school year or any school year thereafter, if the average of the number of  
5       pupils enrolled in the current and the 2 preceding school years is less than the  
6       average of the number of pupils enrolled in the 3 previous school years, the limit  
7       otherwise applicable under sub. (2m) is increased by ~~the additional amount that~~  
8       ~~would have been calculated had there been no decline in average enrollment.~~ as  
9       follows:

10       **SECTION 2.** 121.91 (4) (f) 1. a. <sup>e and b.</sup> ~~to c.~~ of the statutes are created to read:

11       121.91 (4) (f) 1. a. In the current school year, by the additional amount that  
12       would have been calculated had there been no decline in average enrollment. ✓

13       b. In the succeeding school year, by an amount equal to <sup>e 50</sup> ~~75~~ percent of the  
14       additional amount calculated under subd. 1. a. ✓

15       c. In the 2nd succeeding school year, by an amount equal to 50 percent of the  
16       additional amount calculated under subd. 1. a.

17       **SECTION 3.** 121.91 (4) (f) 1m. c. of the statutes, as affected by 2009 Wisconsin  
18       Act 28, is amended to read:

19       121.91 (4) (f) 1m. c. For the school year beginning on the 2nd July 1 following  
20       the effective date of the school district reorganization, ~~if the average of the number~~  
21       ~~of pupils enrolled in that school year and the previous school year is less than the~~  
22       ~~average of the number of pupils enrolled in the 2 previous school years, the limit~~  
23       otherwise applicable under sub. (2m) is increased by ~~the additional~~ an amount that  
24       would have been calculated had there been no decline in average enrollment equal  
25       to 75 percent of the additional amount calculated under subd. 1. b.

# BILL

~~SECTION 4. 121.91 (4) (f) 1m. d. of the statutes is created to read:~~

~~121.91 (4) (f) 1m. d. For the school year beginning on the 3rd July 1 following the effective date of the school district reorganization, the limit otherwise applicable under sub. (2m) is increased by an amount equal to 50 percent of the additional amount calculated under subd. 1. b.~~

**(END)**

121.91 (4)(f)

1. Except as provided in subd. 1m., for the 2007-08 school year or any school year thereafter, if the average of the number of pupils enrolled in the current and the 2 preceding school years is less than the average of the number of pupils enrolled in the 3 previous school years, the limit otherwise applicable under sub. (2m) is increased by the additional amount that would have been calculated had there been no decline in average enrollment.

1m. If territory is detached from a school district to create a new school district under s. 117.105, all of the following apply to the school district from which territory was detached and to the new school district:

*1st year of reorg.*  
a. In the school year in which the school district reorganization takes effect, subd. 1. does not apply.

*2nd year of reorg.*  
b. For the school year beginning on the first July 1 following the effective date of the school district reorganization, if the number of pupils enrolled in that school year is less than the number of pupils enrolled in the previous school year, the limit otherwise applicable under sub. (2m) is increased by the additional amount that would have been calculated had there been no decline in enrollment.

*3rd year of reorg.*  
c. For the school year beginning on the 2nd July 1 following the effective date of the school district reorganization, if the average of the number of pupils enrolled in that school year and the previous school year is less than the average of the number of pupils enrolled in the 2 previous school years, the limit otherwise applicable under sub. (2m) is increased by the additional amount that would have been calculated had there been no decline in average enrollment.

2. Any additional revenue received by a school district as a result of subds. 1. and 1m. shall not be included in the base for determining the school district's limit under sub. (2m) for the following school year.

~~(g) The limit otherwise applicable to a school district from which territory is detached to create a school district under s. 117.105 is increased for the school year beginning with the effective date of the reorganization under s. 117.105 by an amount equal to 5% of the school district's state aid.~~

~~(h) The limit otherwise applicable to a school district under sub. (2m) in any school year is increased by an amount equal to the amount deposited into the capital improvement fund under s. 120.135 (2) in that school year.~~



**Basford, Sarah**

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**From:** Kleinschmidt, Linda  
**Sent:** Friday, March 05, 2010 5:26 PM  
**To:** LRB.Legal  
**Subject:** Draft Review: LRB 09-4313/1 Topic: Revenue limit adjustment for declining enrollment

Please Jacket LRB 09-4313/1 for the SENATE.